

<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/701,509	MCINNES, LELAND GRAEME	
	Examiner	Art Unit	
	Bernard Krasnic	2624	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is responsive to 6/26/2007.
2.  The allowed claim(s) is/are 1-3.
3.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a)  All    b)  Some\*    c)  None    of the:
    1.  Certified copies of the priority documents have been received.
    2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5.  CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a)  including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached  
 1)  hereto or 2)  to Paper No./Mail Date \_\_\_\_\_.
  - (b)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of  
 Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

#### Attachment(s)

1.  Notice of References Cited (PTO-892)
2.  Notice of Draftsperson's Patent Drawing Review (PTO-948)
3.  Information Disclosure Statements (PTO/SB/08),  
 Paper No./Mail Date \_\_\_\_\_
4.  Examiner's Comment Regarding Requirement for Deposit  
 of Biological Material
5.  Notice of Informal Patent Application
6.  Interview Summary (PTO-413),  
 Paper No./Mail Date 20070821
7.  Examiner's Amendment/Comment
8.  Examiner's Statement of Reasons for Allowance
9.  Other \_\_\_\_\_

JINGGE WU  
 SUPERVISORY PATENT EXAMINER

Art Unit: 2624

### **DETAILED ACTION**

1. The amendment filed 6/26/2007 have been entered and made of record.

### **EXAMINER'S AMENDMENT**

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Savvas Kerdemelidis on August 17, 2007.

The application has been amended as follows:

For amended claim 1 on page 3 of Amendment after Non-Final filed on 6/26/2007.

1. Please insert "an initial" in line 4 after -- (b) calculating --.

For amended claim 2 on page 3 of Amendment after Non-Final filed on 6/26/2007.

1. Please insert "initial" in line 2 after -- wherein the step of calculating the --.

For amended claim 3 on page 4 of Amendment after Non-Final filed on 6/26/2007.

1. Please insert "an initial" in line 3 after -- approximation component configured to calculate --.
2. Please delete -- compare -- in line 9.
3. Please insert "repeat the calculation of" in line 9 after -- measurer configured to --.
4. Please delete -- with a threshold value -- in line 11.
5. Please insert "until ( $M_E$ ) is less than a pre-defined threshold" before the period -- . -- in line 11.

#### **REASONS FOR ALLOWANCE**

3. The following is an examiner's statement of reasons for allowance:

Independent claims 1 and 3 are allowable over the prior art of record. Claim 2 depends from claim 1 and therefore is allowed.

Independent claim 1 recites the limitation of: calculating an initial non identity approximation of the transformation function and repeating steps (c) to (g) until the difference  $M_E$  is less than a predefined threshold.

Independent claim 3 recites the limitation of: a transformation approximation component configured to calculate an initial non identity approximation of the transformation function and a convergence measurer configured to repeat the calculation of the difference  $M_E$  until  $M_E$  is less than a pre-defined threshold.

The closest reference Keahey ("Nonlinear Magnification" – Indiana University – Ph.D. Dissertation – August 1998 – 176 pages) discloses magnification by iterating over

the transformation grid until convergence where the transformation grid is initially the identity transform. However, Keahey does not teach the limitations cited above.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Bernard Krasnic whose telephone number is (571) 270-1357. The examiner can normally be reached on Mon-Thur 8:00am-4:00pm and every other Friday 8:00am-3:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jingge Wu can be reached on (571) 272-7429. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a

Application/Control Number: 10/701,509

Page 5

Art Unit: 2624

USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Bernard Krasnic  
August 21, 2007



JINGGE WU  
SUPERVISORY PATENT EXAMINER